

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.15609 OF 2017
(Arising out of SLP(C) Nos.11254/2017)

ALCOCK ASHDOWN GUJARAT LTD. . . . APPELLANT(S)

VERSUS

INTEROCEAN NAVIGATION LTD. . . . RESPONDENT(S)

O R D E R

1. Leave granted.
2. We have heard the learned counsels for the parties.
3. Having regard to the facts of the case we are of the view that the High Court is not justified in refusing to condone the delay of 266 days that had occurred in instituting the First Appeal before it. Accordingly, we set aside the order of the High Court, condone the delay and direct that the First Appeal No.3770 of 2016 shall now be decided on merits.

4. We request the High Court to expedite the hearing as the suit is of the year 1999.

5. The appeal is disposed of in the above terms.

.....,J.
(RANJAN GOGOI)

.....,J.
(ABHAY MANOHAR SAPRE)

.....,J.
(NAVIN SINHA)

NEW DELHI
04 OCTOBER, 2017

ITEM NO.11

COURT NO.2

SECTION III

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 11254/2017

(Arising out of impugned final judgment and order dated 02-02-2017 in CA No. 13607/2016 in FA No. 3770/2016 passed by the High Court Of Gujarat At Ahmedabad)

ALCOCK ASHDOWN GUJARAT LTD.

Petitioner(s)

VERSUS

INTEROCEAN NAVIGATION LTD.

Respondent(s)

Date : 04-10-2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE
HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s) Mr. Preetesh Kapoor, Adv.
Ms. Hemantika Wahi, AOR
Ms. Jesal Wahi, Adv.
Ms. Puja Singh, Adv.
Ms. Shodhika Sharma, Adv.

For Respondent(s) Mr. Harin P. Raval, Sr. Adv.
Mr. Mohit D. Ram, AOR
Mr. Ahshok Chhabra, Adv.
Mr. Bhagirath Patel, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is disposed of in terms of the
signed order.

Pending application(s), if any, shall stand
disposed of.

(NEETU KHAJURIA)
COURT MASTER

(S.S.R. KRISHNA)
ASSISTANT REGISTRAR

(Signed order is placed on the file.)